



Atty. Dkt. No. 072121-0371

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Y. CHIEN et al.

Title: DEVICE AND METHOD FOR IN-LINE BLOOD TESTING USING BIOCHIPS

Application No.: 10/733,767

Appl. Filing Date: 12/12/2003

Examiner: Ann Y. Lam

Art Unit: 1641

Confirmation No.: 9347

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

Submission is required under 37 C.F.R. §1.114

Please enter and consider the Amendment and Reply filed on June 9, 2009.

Enclosed are: an Information Disclosure Statement, a Form PTO/SB/08, three references, and copies of a European Supplementary Search Report and an International Preliminary Examination Report.

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01 FC:1801
02 FC:1255

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The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$810.00	= \$810.00
Total Claims:	54	-	55 = 0	x \$52.00	= \$0.00
Independents	3	-	3 = 0	x \$220.00	= \$0.00
			First presentation of any Multiple Dependent Claims:	+ \$390.00	= \$0.00
				CLAIMS FEE TOTAL:	= \$810.00

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[]	Extension for response filed within the first month:	\$130.00	0	\$0.00
[]	Extension for response filed within the second month:	\$490.00		\$0.00
[]	Extension for response filed within the third month:	\$1,110.00		\$0.00
[]	Extension for response filed within the fourth month:	\$1,730.00		\$0.00
[X]	Extension for response filed within the fifth month:	\$2,350.00		\$2,350.00
	EXTENSION FEE SUBTOTAL:			\$2,350.00
	EXTENSION FEE ALREADY PAID:	-		\$0.00
	EXTENSION FEE TOTAL			\$2,350.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$3,160.00
[]	Small Entity Fees Apply (subtract ½ of above):			\$0.00
[]	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$3,160.00

A credit card payment form in the amount of \$3,160.00 to cover the RCE filing fee and a Petition for a five (5) month extension of time is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date January 8, 2010

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By Richard Peet

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